

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

William Martin
(Name of Plaintiff)

3:18-cv-05929-BHS-JRC

vs.

Jay Inslee
Steve Sinclair
Jeff Uttecht
Stephen Bolinger
Jerry Wonders
Ms. (Jane) Nessen
(Names of Defendant(s))

CIVIL RIGHTS COMPLAINT
BY A PRISONER UNDER 42
U.S.C. § 1983

With Jury Demand

I. Previous Lawsuits:

A. Have you brought any other lawsuits in any federal court in the United States while a prisoner?:

☐ Yes ☒ No

B. If your answer to A is yes, how many?: _____ Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff: _____

Defendants: _____

2. Court (give name of District): _____

3. Docket Number: _____

4. Name of judge to whom case was assigned: _____

5. Disposition (For example: Was the case dismissed as frivolous or for failure to state a claim? Was it appealed? Is it still pending?):

6. Approximate date of filing lawsuit: _____

7. Approximate date of disposition: _____

II. Place of Present Confinement: Coyote Ridge Correction Center

A. Is there a prisoner grievance procedure available at this institution? ☐ Yes ☐ No

B. Have you filed any grievances concerning the *facts* relating to this complaint?
☒ Yes ☐ No

If your answer is NO, explain why not:

C. Is the grievance process completed? ☒ Yes ☐ No

If your answer is YES, ATTACH A COPY OF THE FINAL GRIEVANCE RESOLUTION for any grievance concerning facts relating to this case.

III. Parties to this Complaint

A. Name of Plaintiff: William Martin Inmate No.: 401212

Address: Po Box 769, Connell Wa. 99326

(In Item B below, place the full name of the defendant, his/her official position, and his/her place of employment. Use item C for the names, positions and places of employment of any additional defendants. Attach additional sheets if necessary.)

B. Defendant: Jay Inslee Official Position: Governor

Place of employment: _____

C. Additional defendants See attached

1

The Court has jurisdiction under 28 U.S.C. §1331 and §1343(a)(3). Plaintiffs claims for injunctive relief are authorized by 28 U.S.C. §2283, §2284 and by Rule 65 of the Federal Rules of Civil Procedure,

2

The Western District of Washington is an appropriate venue under 28 U.S.C. 1391(b) as one or more of the defendants reside within this District.

3

Defendant, Jay Inslee is the governor of the State of Washington, and is legally responsible for all state departments.

4

Defendant, Steve Sinclair is Secretary of the Dept of Corrections of the State of Washington. He is legally responsible for the overall operation of the Department and each institution within the Dept's jurisdiction, including Coyote Ridge Correction Center.

5

Defendant, Jeff Uttecht is Superintendent of Coyote Ridge Correction Center. He is legally responsible for the operation of Coyote Ridge Correction Center and the welfare of the inmates residing in that institution.

6

Defendant, Stephen Bolinger is the PREA Compliance Specialist at Coyote Ridge Correction Center and is responsible for the overall operation of PREA related programs, investigations, and recommendations,

7

Defendants, Jerry Wonders and (Jane) Nessen are corrections officers at Coyote Ridge Correction Center. (Ms. Nessen's first name has yet to be discovered)

8

Each defendant is named in their individual and official capacities, and at all times mentioned herein acted under color of state law.

9

The plaintiff in this action, at all times mentioned herein was a prisoner at Coyote Ridge Correction Center. The plaintiff tried to seek resolve through the filing of grievances which were investigated as PREA Complaints, leaving the plaintiff with no further administrative remedy.

10

Statement of Facts

I am a female identifying transgender, and have been diagnosed with gender dysphoria. I work as a clerk in the institution library. My gender identity is known, as I wear my hair in a female style, and wear a bra which can be seen through my clothing.

In the first week of August Officer Wonders began stopping me for body search on my way to work, I was searched 4 times by him in 3 days. These are supposed to be random searches of the population, he had obviously chosen me to harass. As it is common knowledge that Wonders targets inmates that are gay or transgender, and my transgenderism being the only thing that is contrasting about me and all others walking past him, I accused him of harassing me and told him I would file a complaint. Wonders said it was not grievable and that his name was "Jerry Wonders" and to get it right on the grievance.

11

I filed the first grievance on 8-9-18. But it did not get processed in Compliance with D.O.C. policy. Before I received a response I filed a second Complaint. Yet Officer Wonders continued to put me on display and embarrass and humiliate me. His hands on my chest, buttocks, thighs, brushing my groin. He referred to me as, "queer" "fag" "fagget".

12

I filed so many complaints on so many incidents that I can not recite them all. The PREA notices cite 10 complaints filed in the institution. I also filed a report with an outside agency. And made verbal complaints with institution staff that do not appear to have been processed.

13

This harassment continued through August, September and October. With two PREA investigations Wonders continued unchecked by his superiors. No one told him to stop, no one did anything to protect me. The first PREA complaint simply seemed to be forgotten, I received no formal resolution.

14

I, and my witness were interviewed, for the second PREA complaint, on Monday, September 24th. I was stopped for search on the 25th, 26th, 27th, 28th. These stops and searches were intended to intimidate me. On the 27th Officer Nessen said "If you continue with the sexual harassment complaint, I will make your life miserable." A few minutes later Wonders and Nessen got in the car and drove away. I believe that they had been waiting for me in order to make this threat. I went to the grievance coordinators office and reported it. My friend reported it to the PREA investigator the following day. No one did anything about it.

15

On October 12th I was issued a major infraction by Mr. Bolinger, authorized by Superintendent Uttecht, on the grounds that I had lied about Wonders "in order to further my own agenda." This infraction was in retaliation, meant to silence me from further reporting of harassment.

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16

On October 23rd, without proper process, I was found guilty of this infraction. I was sanctioned with 30 days loss of Earned time, 30 days cell confinement, 30 days loss of phone, which was done to stymie my ability to report further harassment to outside agency such as the PREA Hot Line.

17

The following day, the 24th, Officer Wonders again stops me, with a smug look of satisfaction, has me remove my coat, touches my chest, buttocks and thighs, bumps my groin from behind and from the front.

18

I went directly to the grievance coordinators office and reported this to Ms. Shuster, but I was afraid to start another investigation due to the threat and the retaliation that I had already suffered.

19

This ordeal, the sexual harassment, threat, retaliation, has caused, and continues to cause, me great emotional anguish, pain, anxiety, fear and depression.

20

I seek from defendants, Inslee, Sinclair, Uttecht, Bolinger, their successors in office, agents, employees and all others acting in concert with them, injunctive relief, that no more threat, or retaliation be made upon the person of the plaintiff, the barred acts are responsive to the plaintiff exercising of

(Pg. 7)

constitutionally protected conduct or process, such as, the redress by grievance, PREA complaints, or the prosecution of this Civil action, and that these barred acts will not be limited to, but will include, placement in segregated housing, or transfer to another institution or facility.

21

From defendant, Governor Jay Inslee, the plaintiff seeks one dollar in nominal damages for having allowed a "Custom or policy" of sexual harassment and retaliation to be perpetrated upon inmates by Department of Corrections employees in violation of the plaintiff's first and Eighth Amendment rights.

22

From defendant, Secretary of the Dept of Corr., Steve Sinclair, the plaintiff seeks one dollar in nominal damages, one thousand dollars in compensatory damages, ten thousand dollars in punitive damages, for having allowed a "Custom or policy" of sexual harassment and retaliation to be perpetrated upon inmates by Dept of Corrections employees in violation of the plaintiff's first and Eighth Amendment rights.

23

From defendant, Superintendent Jeff Uttecht, the plaintiff seeks one dollar in nominal damages, twenty thousand dollars in compensatory damages, fifty thousand dollars in punitive damages, for retaliation

(Pg. 8)

in violation of the plaintiffs first Amendment right, and failure to protect in violation of the plaintiffs Eighth Amendment right.

24

From defendant, PREA Compliance Specialist, Stephen Bolinger, the plaintiff seeks one dollar nominal damages, fifty thousand dollars compensatory damages, one hundred thousand dollars punitive damages, for retaliation in violation of the plaintiffs first Amendment right, and for failure to protect in violation of the plaintiffs Eighth Amendment right.

25

From defendant, Officer Nessen, the plaintiff seeks one dollar in nominal damages, ten thousand dollars in compensatory damages, twenty thousand dollars in punitive damages, for retaliation in violation of the plaintiffs First Amendment right.

26

From defendant, Officer Wonders, the plaintiff seeks one dollar in nominal damages, one hundred thousand dollars in compensatory damages, one hundred thousand dollars in punitive damages, for sexual harassment in violation of the plaintiffs Eighth Amendment right, and the first Amendment violation of seeking to suppress the plaintiffs expression of gender identity.

27

From all defendants, jointly and severally, the plaintiff seeks three hundred thousand dollars in anticipatory damages.

28

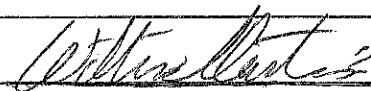
From all defendants, jointly and severally, the plaintiff seeks all costs related to the prosecution of this action, including, all Court costs, costs of discovery, attorney fees, expert witness fees, and any other costs that the Court may deem just.

29

The plaintiff seeks finding by jury on all disputed issues.

30

I, William Martin, do swear under penalty of perjury that by way of knowledge, information and belief, that the information and statements held within this Complaint are true and correct.



Signed

11/13/18

Date

William Martin # 401212

D-B-20 Po Box 769

Coyote Ridge Correction Center

Connell, Wa. 99326

Affidavit of Witness, Bill J. Lane:

I, Bill J. Lane, do swear under penalty of perjury that by way of knowledge, information and belief that the following statement is true and correct.

I am a prisoner at Coyote Ridge Correction Center, and am witness to the following events,

Offender Martin is a transgender who identifies with the name Alexandra, out of respect for her I will refer to her as such, or in female pronouns.

Early in August of this year I noticed that Officer Wonders was stopping Alexandra for search. I took notice and interest because he stopped her 3 days in a row, twice on the third day, and as Officer Wonders has a reputation for harassment, I suspected that Alexandra was now being targeted by him. Alexandra's gender identity is quite obvious. She is small, with female features and carries herself with the poise of a young lady. She wears her hair bunched up high on the back of her head, and her compression (sports) bra can be seen through her clothing. I like Alexandra very much, as do all who know her. She is very gentle and kind and truly has no meanness in her.

I saw Alexandra stopped and searched by Officer Wonders so many times over the course of 6 or 8 weeks that I can not accurately recount them all. And I doubt that I was witness to all of the searches. Some of the searches I saw from the

Affidavit

Window of my cell, and at times I was walking with her. I had no doubt that Alexandra was being harassed and humiliated because of her gender identity. Officer Wonders face was clouded with malicious intent, as was Officer Nessen's when she was present, and this was affirmed when I was walking with Alexandra, Officer Wonders was standing at the corner of the gym with another officer, when he saw Alexandra and I he turned to the other officer, meaning for us to hear it, he said "There's those 'queers'". This didn't really hurt me, but it ~~seemed~~ seemed to upset Alexandra. I have had other transgender friends who are more matured in their transition, and it is my understanding that being referred to as homo-sexual is a psychological affront on their ~~feminism~~ feminism.

Later that same day I again walked past officer Wonders, meaning for me to hear, speaking to another officer, he used a vulgar slang for homo-sexual and implied that I had multiple gay sexual partners.

Twice I saw Officer Wonders have Alexandra remove her clerks vest for search of her person. I have never seen this done to any other clerk. The last search that I witnessed was on October 24th, Officer Wonders had her remove her coat and then performed a body search. A few minutes later I saw her in the grievance coordinators office, she later told me that she had been in the office complaining about the search.

Affidavit

I remember one particular incident that haunts me, Alexandra was stopped by officer Wonders for search, he had her remove her vest, which he handed to officer Nessen, he placed one hand on Alexandra's shoulder and ran the other over her chest. I looked at Alexandra's face, there were tears in her eyes. I wished at that moment that I could save her, but I was as helpless as she was.

Through this entire process I have watched Alexandra's emotional and mental deterioration. Therapy, medication, and the affirmation of family and friends had begun to cause Alexandra to become comfortable with who she is, she was becoming happy and outgoing. Now she is regressing. She has become reclusive and sad. I am fearful for her.

I should also mention that I was with Alexandra on September 27th when she was stopped for search, I did not hear the conversation, but Alexandra told me that officer Nessen had threatened her, and I did see Alexandra in the grievance coordinators office reporting it. That week alone I witnessed Alexandra stopped for search four times.

While this small unimposing girl is being held for search gang-members and thugs pass unincumbered.

I do swear by my Lord and God that Alexandra is being sexually harassed.

Bill Lane

10-27-18

Memorandum of Law, in support of,
Order to show Cause, Preliminary
Injunction and Temporary Restraining
Order:

1 The plaintiff in this action states to the Court that
2 Officer Wonders has entered into a "Campaign of
3 Sexual harassment" which is meant to humiliate and
4 degrade the plaintiff and also to suppress the plaintiffs
5 gender identity, and that this abuse at the hands
6 of Officer Wonders places the plaintiff in continued
7 and imminent danger of mental and emotional
8 harm, as well as Constitutional deprivation.

9 Further, that Officer Nessen has threatened the
10 plaintiff in an attempt to chill the plaintiff from
11 participating in Constitutionally protected conduct
12 or process.

13 Further, that Superintendent Uttecht and PREA
14 Compliance Specialist Bolinger entered into agreement
15 to issue a retaliatory infraction to be served upon
16 the plaintiff, and that this action was done to punish
17 and chill the plaintiff in the participation of
18 Constitutionally protected conduct or process.

19 Further, that Governor Jay Inslee and Secretary of
20 the Dept of Corrections allow a "Custom" of sexual
21 harassment and retaliation to exist within the
22 Dept of Corrections at the hands of Dept employees
23 perpetrated upon inmates. (Defendant, Steve Sinclair
Pg. 1 of 8 24 is Secretary of the Dept of Corrections)

Memorandum

1 "The treatment a prisoner receives in prison and
2 the conditions under which he [she] is confined are
3 subject to scrutiny under the Eighth Amendment."

4 Farmer v. Brennan, 511 U.S. 825, 832

5 "Sexual harassment or abuse of an inmate by a
6 corrections officer is a violation of the Eighth
7 Amendment." Wood v. Beauclair, 692 F.3d 1041 (9th Cir. 2012)

8 See also, Schwenk v. Hartford, 240 F.3d 1187, 1197 (9th
9 Cir. 2000) ("in the simplest and most absolute terms...
10 prisoners have a clearly established right under the
11 Eighth Amendment to be free from sexual abuse")

12 The PLRA, 42 U.S.C. § 1997(e) states that, "No Federal
13 civil action may be brought by a prisoner confined in
14 a jail or prison for mental or emotional injury suffered
15 while in custody without a showing of physical
16 injury, or sexual contact, (as defined by 18 U.S.C.
17 § 2246)"

18 18 U.S.C. § 2246, Definition (3) The term "sexual contact"
19 means, the intentional touching, either directly, or
20 through the clothing, of the genitalia, anus, groin, breast,
21 inner thigh, or buttocks of any person with the intent
22 to abuse, humiliate, harass, degrade, or arouse or
23 gratify the sexual desire of any person.

24 "A corrections officers intentional contact with an
25 inmates genitalia or other intimate area, which serves
26 no penological purpose and is undertaken with the intent

Memorandum

1 to gratify the officers sexual desire or humiliate
2 the inmate violates the Eighth Amendment." Crawford v.
3 Cuomo, 796 F.3d 252, 257 (2nd Cir. 2015)

4 " The Eighth Amendment prescribes the infliction of cruel
5 and unusual punishment on prisoners. Whether a
6 particular event or condition in fact constitutes 'cruel
7 and unusual punishment' is gauged against 'the evolving
8 standards of decency that mark the progress of a maturing
9 society.'" Schwenk v. Hartford, 204 F.3d 1187, 1196

10 " After incarceration, only the unnecessary and wanton
11 infliction of pain... constitutes cruel and unusual
12 punishment forbidden by the Eighth Amendment,"
13 Whitley v. Alberts, 475 U.S. 312, 319 " The alleged
14 pain may be physical or psychological." "The Eighth
15 Amendments prohibition against cruel and unusual
16 punishment stands as a protection from bodily searches
17 which are maliciously motivated, unrelated to institutional
18 security and hence 'totally without penological justification,'"
19 Meriwether v. Faulkner, 821 F.2d 408, 412

20 These body searches, the touching of this transgenders chest,
21 thighs, buttocks, the bumping of her groin, the berating and
22 the refering to her as "queer" and "fag" are actions taken
23 on the part of officer Wanders with the intent to harass,
24 humiliate and degrade the plaintiff and to suppress the
25 plaintiffs gender identity.

Memorandum

1 Not only has Officer Nessen taken an active role in the
2 harassment of the plaintiff, but also has threatened
3 the plaintiff with retaliation for having made a
4 complaint of sexual harassment (grievance) against
5 Wonders.

6 If a plaintiff intends to assert a retaliation claim
7 he [she] must specifically identify the protected conduct
8 at issue, name the defendant who took the adverse
9 action against him [her] and plead the facts demonstrating
10 that the allegedly adverse action was taken because
11 of plaintiffs protected conduct. *Merriman v. Lizarrago*,
12 U.S. Dist. LEXIS 161472 (2017)

13 Defendant Nessen states, "If you continue with the
14 sexual harassment complaint, I will make your life
15 miserable."

16 Conduct protected by the First Amendment includes
17 communications that are "part of the grievance process."

18 *Brodheim v. Cry*, 584 F.3d 1262, 1271 n.4, see also,

19 *Rhodes v. Robinson*, 408 F.3d 559, 568 (9th Cir. 2005)

20 (The filing of an inmate grievance is protected conduct)

21 The "mere threat of harm can be an adverse action,
22 regardless of whether it is carried out because the threat
23 itself can have a chilling effect." *Watson v. Carter*, 668

24 F.3d 1108, at 1115

25 Defendants Uttecht and Bolinger also retaliated against
26 the plaintiff, and also after being placed on notice allowed
Pg 4 of 8 27 this harassment to continue, by failing to protect the

Memorandum

plaintiff they showed a predication of disregard for the plaintiff's well-being.

Prison officials have a duty "to take reasonable measures to guarantee the safety of inmates, which has been interpreted to include a duty to protect prisoners."

Labata v. Corrections Corp. of America, 714 F.3d 1155, 1160

Dept of Corrections Grievance Policy; Employee Conduct, "Grievance staff will type grievances which are accepted as Employee Conduct on D.O.C. 05-170 staff Conduct grievance and send them directly to the Superintendent/designee for review and investigation as Level II grievances."

After being searched four times, spanning three consecutive days, the plaintiff files grievance # 18661987 on the date of August 9th, which is not processed until 8-20-18, (return for rewrite) Attached as # 1. Before receiving this response the plaintiff files a second grievance on the date of August 15th, grievance # 18662035, Attached as # 2, which was transferred to level 1 on 8-28-18.

Over the course of the next few days the plaintiff makes two verbal complaints to grievance staff (see Attachment # 3, grievance # 18663794) There appears to be, by the provided attachments eleven complaints made between August 9th and October 4th, the two verbal complaints, although promised to be processed, were ignored, or at least there is no documentation to attest to complaints

Memorandum

1 having been advanced. (Attached grievances are numbered,
2 1 thru, 6) (PREA) Notice of Allegations, are attached as
3 7(a) thru. 7(f))

4 The cavalier and diminutive manner in which these
5 complaints were handled shows that there was never
6 any intent to protect, but a predisposal to reprisal.
7 42 U.S.C. §1560 (PREA) lists transgenders as potentially
8 vulnerable prisoners who deserve special attention
9 and monitoring.

10 The plaintiff has been diagnosed with "Gender dysphoria."
11 Gender dysphoria is, a serious medical condition
12 codified in the International Classification of Diseases,
13 and the American Psychiatric Association's Diagnostic
14 and Statistical Manual of Mental Disorders. It is
15 characterized by an incongruence between one's
16 experienced and expressed gender and assigned
17 sex at birth, and clinically significant distress or
18 impairment of functioning as a result. The condition
19 is associated with severe and unremitting emotional
20 pain. Without treatment, people with gender
21 dysphoria experience anxiety, depression, suicidality,
22 and other issues. Male to female transexuals (transgenders)
23 without treatment or access to appropriate care may
24 resort to attempting auto castration in order to
25 alleviate their distress. *Norsworthy v. Beard*, 87 F. Supp.
26 3d 1164, 1170, 1187.

Memorandum

1 The threat of any further sexual harassment or
2 retaliation places this emotionally fragile plaintiff
3 in imminent danger.

4 (Writers note, transgenders account for less than one half
5 of one percent of the American population.)

6 According to the Federal Bureau of Investigation, 1.7
7 percent of hate crimes reported by law enforcement
8 agencies in the United States in 2015 were motivated
9 by gender-identity bias. (2015 Hate Crime Statistics,
10 FBI, Criminal Justice Information Services Division)

11 Across all environments, almost 50 percent of trans-
12 gender people surveyed for the 2015 report responded
13 that they had been verbally harassed due to gender-
14 identity. Nearly one in ten reported being physically
15 assaulted because of their gender-identity. Notably,
16 the reported life time suicide attempt rate for
17 transgender people is nearly nine times the rate of
18 the United States population on average. Id

19 At the hands of Officer Wonders, those working in concert
20 with him, and those charged with protecting the
21 plaintiff, the plaintiff has now become a member
22 of this statistic group.

23 At the writing of this document, on today's date 10-24-18,
24 Ms. Alexandra Martin, the plaintiff, was again stopped by
25 Officer Wonders, ordered to remove her coat, then he
26 again placed his hands on her body. Ms. Martin went

Memorandum

1 directly to the grievance coordinators office and
2 reported. There has now been no less than twelve
3 sexual harassment incident complaints made, the
4 number of complaints, the fact that throughout this
5 entire process Officer Wonders was allowed to
6 continue in this behavior, and still continues in
7 it, the retaliation mounted against the plaintiff
8 for reporting, should be sufficient to show that the
9 plaintiff is in dire need of Courts intervention, but
10 also that there does exist a "Custom" or "policy" of
11 Sandonement for the sexual harassment of inmates
12 at the hands of D.O.C. employees, and retaliation
13 against those who report it.

14 The plaintiff, Ms. Martin, prays of the Court to
15 exercise social conscience and grant this Preliminary
16 Injunction and Temporary Restraining Order.

17
18
19 William Martin [REDACTED]

20 Doc# 401212

21 D-B-20 - PO Box 769

22 Coyote Ridge Correction Center

23 Connell, WA, 99326

24
25 (Note, PREA Doc policy 490.860 Investigation

26 II Retaliation 1. indications of retaliation may include, but are
27 not limited to: (c) Housing/program changes and reassignment)

Affidavit of Plaintiff:

I, William Martin, do swear under penalty of perjury, that by way of knowledge, information and belief, that the statement held here within is true and correct.

I am a female identifying transgender prisoner held under the authority of the Washington State Dept of Corrections, at Coyote Ridge.

I have been chosen to be victimized by Officer Wonders for sexual harassment due to my gender identity. I have filed multiple complaints about the way Wonders touches me. These are supposed to be random body searches, yet Wonders stops me nearly every time he sees me. He works tuesday - friday and often I am stopped all four of those days. I have filed so many written and verbal complaints that I am unable to list them all. I wrote 6 grievances, made verbal complaints to unit staff, mental health, grievance personnel, a lieutenant, and filed a written complaint with an outside agency. Yet Wonders continued without lull to harass and humiliate me. My employer, or boss, even complained. I am afraid of Wonders. I now live in daily fear and anxiety. He has an expression of hatred on his face when he sees me, he calls me "fag", "queer", "faggot"

Affidavit

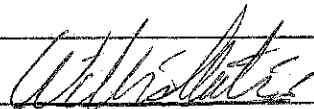
When he touches my chest, buttocks, thighs and brushes my genitalia I feel like I am being assaulted. I was threatened by Officer Nessen who said she would "make my life miserable" if I "continued with the sexual harassment complaint." I was also given an infraction claiming that I lied to "further my own agenda." What agenda could I have that could be claimed? I just want to go to work without being stalked, touched, called names and humiliated.

I am not gay, I am Transgender.

Please, Someone make Wonders and his advocates leave me alone.

William Martin

Doc # 401212



Signed

11/13/18

dated



LOG I.D. NUMBER

18661987

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☐ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Eugene</i>	DOC Number <i>401212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>BB-35</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Offender Grievance Program, Department of Corrections, P.O. Box 41129, Olympia WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE	ZIP CODE	TELEPHONE
COMPLAINT: <i>I'm being Harassed By CO Wonders Et. Al. because of my gender identity being MTF Transgender. On 8/9/18 I was stopped for going to work with my cup. returned my cup after being told to, then after return I was stopped again to be searched because I told them I would give up harassment, & now the CO Wonders Et. Al. have told me they will stop me & search me every day and that - is</i> SUGGESTED REMEDY: <i>NOT Grievable</i>					
Mandatory			<i>William Martin</i> Signature	<i>8/9/18</i> Date	

GRIEVANCE COORDINATOR'S RESPONSE Your complaint is being returned because: <input type="checkbox"/> It is not a grievable issue. <input type="checkbox"/> You requested to withdraw the complaint. <input type="checkbox"/> You failed to respond to callout (sheet) on _____ <input type="checkbox"/> Administratively Withdrawn _____ <input type="checkbox"/> The formal grievance/appeal paperwork is being prepared. <input type="checkbox"/> Not accepted		Facility/Office <i>CRCC</i> Date Received <i>8-13-18</i> <input type="checkbox"/> The complaint was resolved informally. <input checked="" type="checkbox"/> Additional information and/or rewriting needed. (See below.) Return within 5 working days or by: <i>8/28</i> <input type="checkbox"/> No rewrite received _____ <input type="checkbox"/> Sent to _____ (facility) on _____ (date).
EXPLANATION: <i>You mention et al. who are the others you are referring to? Why do you believe this is due to your gender identity? Please rewrite to include this info.</i>		
Coordinator's Name (print)	Coordinator's Signature	Date
<i>C. Shuster</i>	<i>C. Shuster</i>	<i>8/20/18</i>



LOG I.D. NUMBER
18662035

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☐ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Eugene</i>	DOC Number <i>401212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>DB-20</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Offender Grievance Program, Department of Corrections, P.O. Box 41129, Olympia WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE	ZIP CODE	TELEPHONE

COMPLAINT: Today on my way to work @ 800 I was stopped by CO Wonders, specifically out of several other inmates. He ~~was~~ pat searched me & claimed I couldn't have my pencil. I am uncomfortable with CO Wonders stopping me & stalking me he watches me to & from the unit and it is very creepy. P.S. I missed the first hour of work due to this harassment

SUGGESTED REMEDY: Fire or Reassign CO Wonders or keep the creep away from me

Mandatory

Signature

C. Shuster

Date

8/15/18

GRIEVANCE COORDINATOR'S RESPONSE

Your complaint is being returned because:

- ☐ It is not a grievable issue.
☐ You requested to withdraw the complaint.
☐ You failed to respond to callout (sheet) on _____.
☐ Administratively Withdrawn _____.
☒ The formal grievance/appeal paperwork is being prepared.
☐ Not accepted

Facility/Office

CRCC

Date Received

8-16-18

- ☐ The complaint was resolved informally.
☐ Additional information and/or rewriting needed. (See below.)
 Return within 5 working days or by: _____
☐ No rewrite received _____
☐ Sent to _____ (facility) on _____ (date).

EXPLANATION:

Ho Level 1

Coordinator's Name (print)

C. Shuster

Coordinator's Signature

C. Shuster

Date

8/21/18

LOG I.D. NUMBER/NUM. DE REGISTRO

18662035


LEVEL I - INITIAL GRIEVANCE
NIVEL 1 - QUEJA INICIAL

Name: NOMBRE:	Last APELLIDO	First PRIMERO NOMBRE	Middle 2DO NOMBRE	DOC Number NUMERO DOC	Facility/Office FACILIDAD	Unit/Cell UNIDAD/CELDA
	Martin	William	E	401212	CRCC	D B20-2U

PART A - INITIAL GRIEVANCE/PARTE A - QUEJA INICIAL Date Typed 08/28/18 Date Due

I WANT TO GRIEVE / QUIERO QUEJARME DE: Today on my way to work @ 800 I was stopped by CO Wonders, specifically out of several other inmates. He pat searched me & claimed I couldnt have my pencil. I am uncomfortable with CO Wonders stopping me & stalking me he watches me to & from the unit and it is very creepy. P.S. I missed the first hour of work due to this harrasment

SUGGESTED REMEDY / REMEDIO SUGERIDO: Fire or reassign CO Wonders or keep the creep away from me

/s/ Carianne Shuster	08/21/18	/s/ William Martin	08/15/18
Grievance Coordinator Signature	Date	Grievant Signature	Date
FIRMA DE COORDINADOR DE QUEJAS	FECHA	FIRMA DE QUEJANTE	FECHA

PART B - LEVEL I RESPONSE / PARTE B RESPUESTA PRIMER NIVEL

Your level 1 grievance investigation was completed by CS2 Shuster.

This complaint is being handled outside the grievance office per the PREA policy.

C. Shuster
 Grievance Coordinator Signature
 COORDINADOR DE QUEJAS

8/28/18
 Date
 FECHA

You may appeal this response by submitting a written appeal to the Coordinator within five (5) working days from date this response was received.
 Ud. puede apelar esta respuesta al someter una apelación por escrito al coordinador dentro de cinco (5) días de trabajo de la fecha en que esta respuesta fue recibida.



LOG I.D. NUMBER
18663794

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☐ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Eugene</i>	DOC Number <i>421212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>DB-20</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Offender Grievance Program, Department of Corrections, P.O. Box 41129, Olympia WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE	ZIP CODE	TELEPHONE

COMPLAINT: At 0750 on 6/9/18, today, CO Wonders had stopped me to "pat search" me after having me remove my work vest to expose myself, during the search he took my work issued pen saying its not allowed. This is the 5th time in a 30 day period he has harassed me, two of the instances have been reported to PREA and he has an investigation against him from PREA for fondling my chest & targeting me because I'm a trans woman. During a meeting @ work with my supervisor & fellow employees Wonders suggested remedy: stood outside my work & stared @ me.

Suspend him w/out pay or terminate him.

Mandatory

Signature

Date

GRIEVANCE COORDINATOR'S RESPONSE

Your complaint is being returned because:

- ☐ It is not a grievable issue.
☐ You requested to withdraw the complaint.
☐ You failed to respond to callout (sheet) on _____.
☐ Administratively Withdrawn _____.
☐ The formal grievance/appeal paperwork is being prepared.
☐ Not accepted

Facility/Office

Date Received

*CRCC**9-10-18*

- ☐ The complaint was resolved informally.
☐ Additional information and/or rewriting needed. (See below.)
 Return within 5 working days or by: _____.
☐ No rewrite received _____.
☐ Sent to _____ (facility) on _____ (date).

EXPLANATION:

This is being handled per the PREA policy.

Coordinator's Name (print)

C. Shuster

Coordinator's Signature

C. Shuster

Date

9/17/18



LOG I.D. NUMBER

18064158

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☐ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Eugene</i>	DOC Number <i>401212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>DB-20</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Grievance Program, Department of Corrections, P.O. Box 41129, Olympia, WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE	ZIP CODE	TELEPHONE

COMPLAINT: I'm requesting this to be filed & processed through the Regular grievance procedure. Officer Wonders has been targeting me for searches. The fact that I'm a trans-woman is the only thing that sets me apart from the other inmates. There is no doubt he knows of my trans status being how I open about it, I wear a sports bra, and I wear my hair in feminine styles. He has searched me several times in a short period when searching he lingers around my breast & rear, which feels very sexual. I have a witness who's seen this on 5 occasions.

SUGGESTED REMEDY:

Mandatory

Signature

Intel Walker

Date

9/15/18

GRIEVANCE COORDINATOR'S RESPONSE

Your complaint is being returned because:

- ☐ It is not a grievable issue.
☐ You requested to withdraw the complaint.
☐ You failed to respond to callout (sheet) on _____
☐ Administratively Withdrawn _____
☐ The formal grievance/appeal paperwork is being prepared.
☐ Not accepted

Facility/Office

CRCC

Date Received

9-19-18

- ☒ The complaint was resolved informally.
☐ Additional information and/or rewriting needed. (See below.)
 Return within 5 working days or by: _____
☐ No rewrite received _____
☐ Sent to _____ (facility) on _____ (date).

EXPLANATION:

This is being addressed per the PREA policy.

Coordinator's Name (print)

C. Shuster

Coordinator's Signature

C. Shuster

Date

9/24/18



LOG I.D. NUMBER

186664509

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☐ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Eugene</i>	DOC Number <i>401212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>DB-20</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Offender Grievance Program, Department of Corrections, P.O. Box 41129, Olympia WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE		ZIP CODE
					TELEPHONE

COMPLAINT: Today (9/20/18) @ Approximately 750-800 CO's ~~had~~ had stopped me to search me & claimed that my notes as personal reminders/to do lists are contraband. I had ask what WAC & policy states this, they didn't have an answer. I confronted the 3 CO's Wonders & his 2 minions, saying it felt like I was being targeted, they told me they don't care & that they told me this before ~~yet~~ today was the first time I brought this up.

SUGGESTED REMEDY:

Suspend CO Wonders and his 2 minions this is harassment.

Mandatory

Signature

*William Martin*Date
9/20/18**GRIEVANCE COORDINATOR'S RESPONSE**

Your complaint is being returned because:

- ☐ It is not a grievable issue.
☐ You requested to withdraw the complaint.
☐ You failed to respond to callout (sheet) on _____.
☐ Administratively Withdrawn _____.
☒ The formal grievance/appeal paperwork is being prepared.
☐ Not accepted

Facility/Office

CRCC

Date Received

9-24-18

- ☐ The complaint was resolved informally.
☐ Additional information and/or rewriting needed. (See below.)

Return within 5 working days or by: _____.

- ☐ No rewrite received _____.
☐ Sent to _____ (facility) on _____ (date).

EXPLANATION:*to level 1*

Coordinator's Name (print)

C. Shuster

Coordinator's Signature

C. Shuster

Date

10/1/18



LOG I.D. NUMBER

18664278

OFFENDER COMPLAINT

CHECK ONE: ☒ Initial ☒ Emergency ☐ Appeal ☐ Rewrite

RESIDENTIAL FACILITIES: Send completed form to the Grievance Coordinator. Explain what happened, when, where, and who was involved or which policy/procedure is being grieved. Be as brief as possible, but include the necessary facts. Use only one complaint form. A formal grievance begins on the date the typed grievance forms are signed by the Coordinator. Contact a Department employee to report an emergency situation or to initiate an emergency complaint. Please attempt to resolve all complaints through the appropriate Department employee(s) before pursuing a grievance.

NOTE: Complaints must be filed within 20 working days of the incident. Appeals must be filed within 5 working days of receiving the response. Include log ID # on rewrite or response being appealed.

Last Name <i>Martin</i>	First <i>William</i>	Middle <i>Engene</i>	DOC Number <i>40212</i>	Facility/Office <i>CRCC</i>	Unit/Cell <i>DB 20</i>
COMMUNITY SUPERVISION: Send completed copies of this form directly to: Grievance Program Manager, Offender Grievance Program, Department of Corrections, P.O. Box 41129, Olympia WA 98504-1129.					
MAILING ADDRESS: STREET OR P.O. BOX			CITY, STATE	ZIP CODE	TELEPHONE

COMPLAINT: Co Wonders once again made sexual advances on me with the excuse of "pat search", he has an odd interest in my breast area and he knows I'm a trans woman this is Sexual Assault as a Custodial Officers which is a Felony Sex Offence he needs to stop my next step is to file a complaint on a federal level and I will press charges.

SUGGESTED REMEDY: Fire him or keep him away from me, my unit, and work.

Mandatory

Signature

Date

GRIEVANCE COORDINATOR'S RESPONSE

Your complaint is being returned because:

- ☐ It is not a grievable issue.
☐ You requested to withdraw the complaint.
☐ You failed to respond to callout (sheet) on _____
☐ Administratively Withdrawn _____
☐ The formal grievance/appeal paperwork is being prepared.
☐ Not accepted

EXPLANATION:

Complaints and grievances alleging any form of sexual assault, sexual abuse, and/or employee sexual misconduct will be immediately processed per Prison Rape Elimination Act (PREA) Policy. Complaints and grievances investigated as PREA will not be investigated through the Offender Grievance Program. From the standpoint of the Offender Grievance Program, once a PREA complaint is reported as PREA, the complaint /grievance is considered informally resolved.

Facility/Office

CRCC

Date Received

9-26-18

- ☒ The complaint was resolved informally.
☐ Additional information and/or rewriting needed. (See below.)
 Return within 5 working days or by: _____
☐ No rewrite received _____
☐ Sent to _____ (facility) on _____ (date).

Coordinator's Name (r

M. McGee

s Signature

Date

09/26/18

7(a)



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801**

DATE: August 16th 2018
TO: MARTIN, WILLIAM 401212
FROM: Stephen Bollinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist
RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program.
- ☒ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # 18-18091.
- ☐ The allegation has been logged and appended to Case # _____, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Library.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Bollinger", written over a horizontal line.

Stephen Bollinger,
CRCC's PREA Compliance Specialist

7(b)



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center**
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: August 22nd 2018
TO: Martin, William #401212
FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist
RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18091, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Library.

Sincerely,

A handwritten signature in black ink, appearing to be "S. Bolinger", written over a horizontal line.

Stephen Bolinger,
CRCC's PREA Compliance Specialist



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center**
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: September 7th, 2018
TO: Martin, William 401212
FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist
RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program.
NOT-PREA # _____.
- ☒ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # 18-18162.
- ☐ The allegation has been logged and appended to Case # _____, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Living Unit.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Bolinger".

Stephen Bolinger,
CRCC's PREA Compliance Specialist



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801**

DATE: September 10th, 2018
TO: MARTIN, WILLIAM #401212
FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist
RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program. IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Living Units and Library.

Sincerely,


Stephen Bolinger,
CRCC's PREA Compliance Specialist



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center**

PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: September 17th, 2018

TO: **MARTIN, WILLIAM 401212**

FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist

RE: **Prison Rape Elimination Act (PREA) Allegation**

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program.
IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Library.

Sincerely,


Stephen Bolinger,
CRCC's PREA Compliance Specialist



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: September 24th, 2018

TO: MARTIN, WILLIAM 401212

FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist

RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program. IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Library.

Sincerely,


Stephen Bolinger,
CRCC's PREA Compliance Specialist

7(g)



**STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS**

Coyote Ridge Corrections Center
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: September 25th, 2018

TO: **MARTIN, WILLIAM 401212**

FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist

RE: **Prison Rape Elimination Act (PREA) Allegation**

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program. IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Library.

Sincerely,


Stephen Bolinger,
CRCC's PREA Compliance Specialist



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center
PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: September 26th, 2018

TO: MARTIN, WILLIAM #401212

FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist

RE: Prison Rape Elimination Act (PREA) Allegation

I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program.
IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Living Units and Library.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Bolinger".

Stephen Bolinger,
CRCC's PREA Compliance Specialist



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
Coyote Ridge Corrections Center

PO Box 769 Connell, Washington 99326-0769
(509) 543-5800 FAX (509) 543-5801

DATE: October 4TH, 2018
TO: MARTIN, WILLIAM 401212
FROM: Stephen Bolinger,
Coyote Ridge Corrections Center (CRCC)
PREA Compliance Specialist
RE: Prison Rape Elimination Act (PREA) Allegation

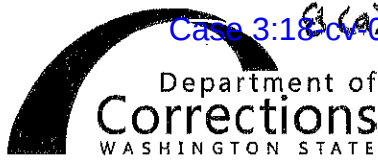
I am writing to inform you that the PREA allegation you recently submitted has been received. After reviewing your allegation per DOC 490.860 Prison Rape Elimination Act (PREA) Investigation, it has been determined that one of the following apply to your allegation:

- ☐ The allegation did not meet the PREA definition defined per policy. Therefore, a formal PREA investigation will not be conducted. If you submitted the allegation utilizing the grievance process, you may refile the grievance per DOC 550.100 Offender Grievance Program. IMRS # _____.
- ☐ The allegation met the PREA definition defined per policy. Therefore, a formal PREA investigation will be conducted. An investigator will follow up with you shortly. Your allegation has been assigned PREA Case # _____.
- ☒ The allegation has been logged and appended to Case # 18-18091 & 18-18162, as a re report.

The Department of Corrections and CRCC take allegations of this nature seriously. If you have any PREA concerns in the future, you may address your concerns through the PREA Hotline, offender complaints, report directly to any staff member or report to an outside agency utilizing DOC 21-379 Report of Prison Rape Elimination Act (PREA) Allegation to an Outside Agency, available in the Living Units and Library.

Sincerely,


Stephen Bolinger,
CRCC's PREA Compliance Specialist



INITIAL SERIOUS INFRACTION REPORT

MARTIN, WILLIAM		401212	CRCC DB202U
Offender name		DOC number	Facility/housing assignment
10/12/2018	09/06/2018-09/26/2018	MULTIPLE	MULTIPLE
Infraction date	Incident date	Incident time	Incident place
549			
Rule violations			
PER PREA CASE # 18-18162			
Witnesses			

NARRATIVE

State a concise description of the rule violations, (e.g., injuries, property damage, use of force) and answering the questions of When? Where? Who? What? Why? and How? Attach all related reports.

(Work Release offenders may submit written comments to their case manager)

On 12 October 2018 at 1600 I, Stephen Bolinger PREA Compliance Specialist was given pre-approval by Superintendent Uttecht, J. to infract Offender Martin William 401212 for a WAC 549 as a result of investigation PREA Case # 18-18162 per DOC 490.860, Prison Rape Elimination Act (PREA) Investigation. Superintendent Uttecht, J. reviewed the investigation conducted on the allegations made by offender Martin and determined the allegations to be unfounded; that they did not occur. In this instance of alleged staff sexual misconduct the Appointing Authority determined by a preponderance of the evidence Offender Martin caused an innocent person to be accused by providing false or misleading information during any stage of the investigation.

Allegations made are listed below:

1. It is alleged that Officer Wonders Sexually Assaulted an offender during pat searches by grabbing their breast;
- A.) On September 06th 2018 offender made the claim reported to medical staff and an officer (incident reports) and later to the shift commander stating Officer Wonders, J. "left his hand on his chest while he pat searched the lower porting of his body."
- B.) September 6th 2018 Reports to the PREA Auditors he was sexually assaulted by Officer Wonders, J while going to the library.
- C.) September 9th 2018 received a kite to CRCC PREA Unit "He committing felony sexual assault as a custodial officer" *This was a Sunday*
- D.) September 15th 2018 wrote to outside reporting agency "He lingers during the searches on my rear end or breast"
- E.) September 15th 2018 filed a grievance alleging "When searching he lingers around my breast and rear"
- F.) September 26th 2018 reports to Shift Commander alleging "Sexually assaulted him by fondling his chest area"
- G.) September 26th 2018 during an interview with investigator "taking more interest than normal in my chest area"

All of these reports have come from 3 different pat searches that were recorded via the institutional video monitoring system (DEVTEL). At no time during the interactions with the above named offender and Officer Wonders does it show the officer Sexually Assaulting anyone. This allegation was false and misleading with

Reported Nissens threat a Thursday

Infraction Group Number: 3

Reason For Hearing (Include all Allegations of Misconduct, if Appropriate)

- Offender Rights:**

- ☒ Criminal charges may be pending. Anything you say henceforth may be used against you in a court of law.

Status Of Criminal Charges: ☐ None ☐ Unknown ☐ Pending in _____ County _____ Charges

- ☒ You have the right to review all related reports and a summary of any confidential information.
- ☐ You may request a Department advisor. ☐ Requested ☒ Waived
- ☒ You may request an interpreter if you are unable to read, speak, or understand English. ☐ Requested ☒ Waived
- ☒ You may request a certified sign language interpreter if you are hearing impaired. ☐ Requested ☒ Waived
- ☒ You may appeal the decision and/or sanctions to the superintendent/facility supervisor within 15 working days.
- ☒ If you are an indeterminate sentence case and within 60 days of an established release date, a guilty finding could result in the cancellation of your release date.

☒ I, P, DOC # _____ waive my right to the required 24 hours notice prior to being seen by the Disciplinary Hearing Officer and authorize the Disciplinary Hearing Officer to make a disposition regarding the information and evidence presented to the Disciplinary Hearing Officer as pertains to my particular situation.

☐ I, _____, DOC # _____ waive my right to attend this scheduled hearing. I understand that the hearing will be held in my absence.

Copy of this form and infraction, with attachments received.

X 10-15-18 1312 [Signature] 10-15-18 1312
 Offender/Witness Signature Date Time Employee Signature Date Time

The contents of this document may be eligible for public disclosure. Social Security Numbers are considered confidential information and will be redacted in the event of such a request. This form is governed by Executive Order 00-03, RCW 42.56, and RCW 40.14.

information during multiple stages of the investigation and reporting. It caused an Officer to be investigated for Sexual Misconduct defined in department policy 490.860.

This report is a summary of the PREA investigation PREA Case # 18-18172.

Evidence: ☒ Yes ☐ No Photo(s)/video: ☒ Yes ☐ No Evidence locker number: PREA S073

Evidence case number: PREA CASE # 18-18162 Description of evidence: 5 DVD'S

Related reports attached: ☒ Supplemental ☐ Medical ☐ Witness statements ☒ Other: PREA CASE # 18-18162

Offender placed in: ☐ Pre-Hearing Confinement ☐ Administrative Segregation Date: _____

Recommended sanctions: _____

ALLEGED VICTIMS

Name: _____ ☐ Employee/contract staff ☐ Volunteer/visitor/other ☐ Offender DOC #

Name: _____ ☐ Employee/contract staff ☐ Volunteer/visitor/other ☐ Offender DOC #

APPROVALS

BOLINGER, STEPHEN

Reporting employee/contract staff

[Signature]
Signature

S/S

Shift/days off

JACOBS DANIEL
Infraction Reviewer

[Signature]
Signature

10-12-18
Date

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Distribution: **ORIGINAL** - Imaging System/Central File

COPY - Hearing Officer, Offender, Indeterminate Sentence Review Board



DISCIPLINARY HEARING MINUTES AND FINDINGS

Infraction Group Number: 3

Offender Name (Last, First) MARTIN, William E.		DOC Number 401212	
Date of Hearing 10/16/2018	Time of Hearing 0912	Violation Date 9/6/2018	Waived 24 Hours Notice <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Waived Appearance <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Offender's Plea: Guilty Not Guilty 549

Hearing Impaired: ☐ Yes ☒ No
 Interpreter: Sign/Language ☐ Yes ☒ No Name: _____
 Competency Concerns: ☐ Yes ☒ No
 Department Advisor: ☐ Yes ☒ No Name: _____
 Confidential Information: ☐ Yes ☒ No
 Witness Statement Returned: ☒ Yes ☐ No ☐ N/A
 Witness Statement Denied: ☒ Yes ☐ No ☐ N/A

Reason:

Continuance 10/16/18- Witness Statements

Staff witness denied on the record based on offer of proof (Would provide no exculpatory evidence)

Hearing Summary List Witnesses Testifying, Evidence Used, Reasons for Continuances, Video Review Summary and any other Relevant information:

Why is the report saying sexual assault when what I said was harassment?

Completed 10/24/18 0935- Witness statements read on record. Martin read a statement from Bill Lane who said he did not write a complete one previously.

Evidence: PREA Case 18-18162

LIST EACH WAC 137-28 RULE VIOLATION SEPARATELY					
VIOLATION NO.	FINDING				REASON
	Guilty	Not Guilty	Dismissed	Reduced	
549	549				Staff report that Martin provided false information during the hearing. Video clearly shows pat searches that, if any scrutiny could be made, were not as thorough as they might have been. There is nothing in the video that could be misconstrued to be lingering or groping, quite the opposite is observed. Offender clearly lied in allegations made on 9/6 and 9/26.

Sanction(s): 30 days cell confinement, 30 days loss of gct, 30 days loss of phone

Reason for sanction(s): Severity of offense. Exploiting an appropriate avenue for personal agenda.

Recommendations (Non-Sanction):

I Have Received a Copy of this Form:

Offender or Employee Witness (Print)	Offender or Employee Witness Signature	Date	Time
Hearing Officer (Print)	Hearing Officer Signature	Date	Time

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PAGE ____ OF ____